

MAGISTRATE JUDGE FRENSELY COURTROOM MINUTES FOR CRIMINAL
PROCEEDINGS by VIDEOCONFERENCE

U.S.A. v.

Ronald M. Abbe

, No.

21-mj-2956

Rule 5

ATTORNEY FOR GOVERNMENT:

Josh Kurlzman / Colleen Kukowski

ATTORNEY FOR DEFENDANT:

Steve Gant

AFPD

Panel

Retained

PRETRIAL SERVICES/PROBATION OFFICER:

Douglas Murphy

INTERPRETER NEEDED?

YES NO

LANGUAGE INTERPRETER:

☐ PRESENT

☐ ON TELEPHONE

☒ Defendant consents to Initial App. and ☒ All future hearings before the Magistrate Judge by video conference.

☐ INITIAL APPEARANCE ☐ ON A SUMMONS ☐ ARRESTED ON: _____

DEFENDANT HAS A COPY OF:

☐ Complaint ☐ Indictment ☐ Information ☐ Supervised Release Pet. ☐ Other _____

☐ Defendant advised of the charges and the maximum penalties ☐ Defendant has a copy of notice of rights

☐ Defendant advised of right to counsel ☐ Counsel retained

☐ Defendant sworn and/or certified under penalty of perjury and financial affidavit filed ☐ FPD Appointed

☐ Defendant advised of right to silence

☐ Defendant advised of right to **Consular notification**

☐ GOVERNMENT and DEFENDANT advised of Due Process Protections Act of 2020

☐ Defendant advised of right to preliminary hearing

☐ Defendant waived preliminary hearing

☐ Government motion for detention

☐ Defendant temporarily detained

☐ Defendant waived detention hearing

☐ ICE detainer on defendant

☐ Defendant reserved right to hearing in future

☐ Defendant to be returned to State custody

☐ Defendant to remain in Federal custody

☐ Defendant waived rights under IAD

☐ Defendant remain on current conditions of supervised release Written Waiver to be filed

☐ Defendant ordered to psychological/psychiatric evaluation

☐ Defendant released on:

☐ Own recognizance with conditions of release ☐ standard ☐ special

☐ Appearance bond in the amount of: _____

☐ Property bond [description of property]: _____

☐ **RULE 5** - Defendant advised of right to identity hearing ☐ Defendant waived identity hearing

☐ **RULE 5** - Defendant reserved right to have preliminary hearing in District of Prosecution

☐ **RULE 5** - Defendant elected to have detention hearing in District of Prosecution

☐ **RULE 5** - DEFENDANT ADVISED OF RIGHT TO RULE 20 TRANSFER

☐ **PRELIMINARY/DETENTION/ARRAIGNMENT CONTINUED TO:** _____

☐ **GRAND JURY WAIVED IN OPEN COURT**

[Defendant sworn and advised of rights by Court]

☐ **ARRAIGNMENT**

☐ Defendant acknowledges he/she has copy of Indictment/Information ☐ Court advised Def. of penalties

☐ Defendant waives reading thereof

☐ Indictment/Information read to defendant by Judge

PLEA: ☐ **GUILTY** ☐ **NOT GUILTY**

☐ Defendant intends to plead guilty and case referred to DJ

DATE:

9-8-21

TOTAL TIME:

2 hrs. + 29 min

BEGIN TIME:

10:26

END TIME:

12:55

Digitally Recorded

☐ **RULE 5 IDENTITY HEARING**

- ☐ Held, defendant found to be person named in warrant
☐ Held, defendant found NOT to be person named in warrant and released
☐ Waived in open Court

☐ **PRELIMINARY HEARING**

CONTINUED TO: _____

- ☐ Probable Cause found/Held to answer/bound over ☐ Discharged from custody
☐ Defendant waived preliminary hearing
☐ RULE 5 - Held to answer in District of Prosecution
☐ RULE 5 - Defendant reserved right to have hearing in District of Prosecution

☒ **DETENTION HEARING**

CONTINUED TO: _____

- ☐ Government withdrew motion for detention or agreed to release
☐ Pretrial Services Report made a part of the record ☐ Counsel moved to retain copy of PTRS/granted
☒ Bond set at: ORZ Conditions ☒ Defendant released on [date]: 9-10-21 if no reversal
☐ RULE 5 - Defendant elected to have hearing in District of Prosecution
☐ Defendant waived detention hearing ☐ Defendant reserved right to hearing in future
☐ Defendant detained, order to enter ☐ ICE detainer pending
☐ Defendant to remain in Federal custody ☐ Defendant to be returned to State custody
☐ Government moved for stay of execution of release pending appeal
☐ Motion granted ☐ Motion denied
☐ Defendant advised of right to appeal

☐ **ARRAIGNMENT ON MISDEMEANOR**

- ☐ Defendant acknowledges he/she has copy of Indictment/Information
☐ Indictment/Information read to defendant by Judge ☐ Defendant waives reading thereof
PLEA: ☐ **GUILTY** ☐ **NOT GUILTY**
☐ Misdemeanor - defendant consented to trial before Magistrate Judge
☐ Written plea agreement/filed in open Court ☐ Oral plea agreement
☐ Guilty plea: ☐ Accepted ☐ Rejected ☐ Taken under advisement

☐ **OTHER**☐ Type of hearing and outcome: _____☐ **DEFENDANT DID NOT APPEAR AS DIRECTED, BENCH WARRANT ISSUED**

NOTES/EVIDENTIARY MATTERS/SENTENCING:

(Witnesses, Exhibits, Attach W/Ex List if necessary)

Gov. move for a stay & will appeal

Order stayed until 5:00 pm Friday, Sept. 10